

# EXHIBIT C

**AB Litigation Services**

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

AMAZON.COM, INC, and AMAZON DATA  
SERVICES, INC.,  
Plaintiffs,

v.

Case Number  
1:20-CV-484-RDA-TCB

WDC HOLDINGS, LLC dba NORTHSTAR  
COMMERCIAL PARTNERS, et al.,  
Defendants.

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VIDEO DEPOSITION OF KYLE RAMSTETTER  
April 8, 2023

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Pursuant to Notice and the Federal Rules of  
Civil Procedure, the video deposition of  
KYLE RAMSTETTER, taken by Defendant Brian Watson, was  
held at 410 17th Street, Suite 2200, Denver, Colorado,  
80202, on Saturday, April 8, 2023, at 7:38 a.m., before  
Jason T. Meadors, Registered Professional Reporter,  
Certified Realtime Reporter, and Certified Realtime  
Captioner, in the State of Colorado.

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1 little bit about generally how many such meetings  
2 you've had. Do you know how many times you've met with  
3 her to prepare for the deposition today?

4 A I do not.

5 Q And do you know how many hours you've spent  
6 preparing for the deposition with her?

7 A I do not.

8 Q And during the process of preparing with  
9 Ms. Hubbard, did you review some documents?

10 A Yes.

11 Q Do you remember how many documents you  
12 reviewed?

13 A I -- I don't.

14 Q Okay. Now, do you know these folks over  
15 here, Patrick Stokes and Lora MacDonald?

16 A Yes.

17 Q And have you met with them to prepare for the  
18 deposition?

19 A Yes.

20 Q How many times have you met with them?

21 A Once.

22 Q And was that yesterday?

23 A Correct.

24 Q Okay. How long a meeting was that?

25 A I don't know exactly. We -- I don't know.

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1 10 -- like, five, six hours.

2 Q Okay. And was Ms. Hubbard present for that  
3 meeting?

4 A She was.

5 Q Where did that meeting happen? Was it in  
6 Ms. Hubbard's office?

7 A Correct.

8 Q Okay. And during that meeting, did  
9 Mr. Stokes and Ms. MacDonald show you some documents?

10 A We did review documents.

11 Q Okay. And did they talk to you about your  
12 deposition today?

13 A Yes.

14 Q And did they give you suggestions or advice  
15 about your deposition?

16 MR. STOKES: I'm going to object to this  
17 question and all questions that are -- going into  
18 substance of our discussions based on attorney-client  
19 product.

20 MR. GARNETT: Understood. Mr. Stokes, and I  
21 think the record is clear in the previous deposition.  
22 I want to make sure the record's clear. I will be  
23 asking a number of questions like that. If you want to  
24 make a standing objection, that's fine.

25 MR. STOKES: Yeah, that's fine by me.

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1 Plea Agreement, you have an obligation to cooperate  
2 with the government, right?

3 A That's correct.

4 Q Okay. And that the extent of your  
5 cooperation is going to go into the government's  
6 position at the time of -- that you're sentenced,  
7 right?

8 A Yes.

9 Q Did you also understand that pursuant to the  
10 Plea Agreement, that it could help you if you helped --  
11 if you cooperated with Amazon in this lawsuit?

12 A Yes.

13 Q Okay. And is that part of the reason that  
14 you agreed to this Settlement Agreement, was that  
15 helping Amazon was going to help you in the criminal  
16 case?

17 A Yes.

18 Q Okay. All right. Let's go back and do some  
19 background work, and then we'll come -- probably take a  
20 break here in a bit.

21 So I asked you before the other deposition,  
22 but I can't remember. How old are you?

23 A 39.

24 Q And where did you go to high school?

25 A Arvada West.

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1 in regards to a, you know, essentially scratch my back,  
2 I'll scratch yours. We don't trust, you know, the  
3 current employer to give us funds. Just basically, be  
4 our messenger. Be -- help us facilitate and then Hey,  
5 this is going to give a bonus for when we all leave,  
6 et cetera, to go start something new.

7 Q Okay. And we'll go -- we will go through  
8 some texts and things that have different words used  
9 for this. It appears that many times, they called you  
10 the inside guy within Northstar. Is that how you saw  
11 yourself?

12 A I guess I didn't see it that -- or inside  
13 guy. But, yeah, I was -- yes, the communicator of when  
14 and how the timing of the payments that will be going  
15 to, at the time, to Villanova.

16 Q Well, did you understand that Casey Kirschner  
17 and Carl Nelson saw you as the inside guy?

18 A Perception, sure. Yeah.

19 Q And you certainly didn't tell Mr. Watson  
20 about this \$150,000 they were paying you, did you?

21 A I don't recall. I don't believe I did.

22 Q Well, as a matter of fact, you went out of  
23 your way to make sure he didn't know about it. Is that  
24 correct?

25 A Yeah, yes.

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1           A     I did not, no.

2           Q     Okay. What was the compensation that you  
3 were to receive pursuant to this agreement?

4           A     Pursuant to this specific agreement, I  
5 believe, the first initial one, and it was highlighted,  
6 was a hundred thousand dollars.

7           Q     Okay. And that's set out in Section 3.1 on  
8 the second page. Does that sound right to you?

9           A     Yes.

10          Q     Okay. Had you already received this hundred  
11 thousand dollars as of July of 2019?

12          A     Yes. Yeah.

13          Q     Okay. And my understanding, from our  
14 discussion before the break, was the total amount that  
15 you were paid to be the inside guy at Northstar was  
16 150,000. Is that right?

17               MR. STOKES: Objection. Form.

18          A     Ask again, sir?

19          Q     (By Mr. Garnett) The -- sure. I understood  
20 before the break that the total amount you were paid to  
21 be the mole at Northstar was 150,000. Is that right?

22               MR. STOKES: Objection. Form.

23          A     When you classify as mole, I mean, yeah, I  
24 received the total funds I received from AllCore, yes,  
25 was 150,000.

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1 wasn't anything disloyal? Is that what you're saying?

2 MR. STOKES: Objection. Form.

3 A I didn't say that, no.

4 Q (By Mr. Garnett) Okay. Did you think it was  
5 disloyal?

6 A I didn't think he would be happy with it at  
7 the time if I, you know, had his hand in it as well,  
8 but yeah.

9 Q In fact, you knew that if he found out about  
10 this, he would be pretty upset, right?

11 A Probably, yes.

12 Q Okay. When did you decide that the -- the  
13 payments going to Carl and Casey were, in fact,  
14 illegal?

15 MR. STOKES: Objection. Form.

16 A I don't recall -- yeah, I don't recall, other  
17 than probably the -- the phone call with Josh Huckel,  
18 that it was truly, at this magnitude, that it was  
19 illegal, to be honest.

20 Q (By Mr. Garnett) Okay. What did Josh Huckel  
21 say it was when you talked --

22 A He didn't say anything other than -- he  
23 didn't tell me there was a crime. He didn't associate  
24 it, other than to tell me, We're here to talk about  
25 dealings with Northstar. And I asked him, White Peaks?



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1           A     I don't recall personally. I think White  
2 Peaks is named, if I remember correctly, but I believe  
3 so.

4           Q     White Peaks was named, but you, Kyle  
5 Ramstetter, was not?

6           A     If I remember correctly, yes, I believe so.

7           Q     Okay. And do you know whether or not White  
8 Peaks had a default judgment entered against it in  
9 connection with that case?

10          A     No, I don't recall.

11          Q     Do you see in this agreement that the  
12 potential default judgment against your entity is  
13 discussed?

14          A     Which page? Sorry.

15          Q     Well, if you look on page 1, do you see that  
16 paragraph, Company releases?

17          A     Yes.

18          Q     Okay. And does that purport to release, sort  
19 of, companies related to yourself?

20          A     My understanding, yes.

21          Q     In fact, up above it, it talks about you  
22 being involved with two different entities, one called  
23 NOVA WPC, LLC, and White Peaks Capital, LLC?

24          A     Correct. Yeah.

25          Q     And those are both entities that you

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1 controlled or were involved with?

2 A Involved with, yeah.

3 Q Okay. Who controlled those entities?

4 A That's what I say -- I would say I controlled  
5 them, yeah.

6 Q And did you create them as well through  
7 counsel?

8 A Correct.

9 Q Okay. You have an obligation in this plea --  
10 in this Settlement Agreement with Amazon to pay them a  
11 sum of money, correct?

12 A That's correct.

13 Q Are you going to cut them a check to do that?

14 A I have not heard or worked out details of how  
15 to submit those funds.

16 Q In fact, if you look at paragraph 2, you  
17 understand, don't you, that if you're ordered to pay  
18 restitution as part of your criminal plea of \$450,000,  
19 that you won't have to pay that amount of money to  
20 Amazon directly, do you?

21 A That would be correct.

22 Q Okay. So you also entered a criminal plea in  
23 connection with the things we've been discussing today,  
24 did you not?

25 A I did.